

2950. Adulteration of dressed turkeys. U. S. v. 3 Barrels of Dressed Turkeys. Consent decree of condemnation and destruction. (F. D. C. No. 6531. Sample No. 62440-E.)

Examination of this product showed the presence of decomposed poultry.

On November 24, 1941, the United States attorney for the Northern District of Illinois filed a libel against 3 barrels of dressed turkeys at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about November 7, 1941, by Pruitt Produce Co. from Ardmore, Okla.; and charging that it was adulterated in that it consisted in whole or in part of a decomposed substance.

On December 1, 1941, the consignee having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered destroyed.

NUTS AND NUT PRODUCTS

2951. Adulteration of Brazil nuts. U. S. v. 9 Bags of Brazil Nuts. Default decree of condemnation. Product ordered distributed to charitable institutions. (F. D. C. No. 6392. Sample No. 87269-E.)

Examination of this product showed the presence of moldy and decomposed nuts.

On December 10, 1941, the United States attorney for the Southern District of West Virginia filed a libel against 9 bags, each containing 100 pounds, of Brazil nuts at Charleston, W. Va., alleging that the article had been shipped in interstate commerce on or about November 15, 1941, by W. A. Camp Co., Inc., from New York, N. Y.; and charging that it was adulterated in that it consisted wholly or in part of a decomposed substance. The article was labeled in part: "Tropical Brand * * * Brazils."

On December 19, 1941, no claimant having appeared, judgment of condemnation and forfeiture was entered and it was ordered that the portion that was not moldy or decomposed and was fit for human consumption be distributed to charitable institutions.

2952. Adulteration of Brazil nuts. U. S. v. 19 Bags, 12 Bags, and 46 Bags of Brazil Nuts. Consent decree of condemnation. Product ordered released under bond for segregation and destruction of unfit portion. (F. D. C. Nos. 6157, 6176, 6194. Sample Nos. 70150-E, 70157-E, 70158-E.)

Examination of this product disclosed the presence of moldy, rancid, wormy, decomposed, or empty or shriveled nuts.

On November 5, 7, and 12, 1941, the United States attorney for the Western District of North Carolina filed libels against 77 bags, each containing 100 pounds, of Brazil nuts at Charlotte, N. C., alleging that the article had been shipped on or about October 21, 1941, by General Foods Sales Co., Inc., from Hoboken, N. J.; and charging that it was adulterated in that it consisted in whole or in part of a filthy and/or decomposed substance. The article was labeled in part: "Daisy Brand Natural [or "Brittened King Cole Brites Junior"] Brazil Nuts."

On December 5, 1941, the cases having been consolidated and General Foods Sales Co., Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for the purpose of segregating the good nuts from the bad and destroying the latter under the supervision of the Food and Drug Administration.

2953. Adulteration of nuts. U. S. v. 40 Baskets of Brazil Nuts (and 5 other seizure actions against nuts). Default decrees of condemnation and destruction. (F. D. C. Nos. 6147, 6148, 6251, 6275, 6289, 6367. Sample Nos. 64361-E, 64368-E, 64387-E, 64610-E, 64615-E, 64640-E, 74886-E, 74892-E.)

Examination of samples of these products showed the presence of moldy, wormy, and rancid nuts.

Between November 5 and December 6, 1941, the United States attorneys for the Western District of Pennsylvania and the District of Connecticut filed libels against 136 40-pound boxes of Brazil nuts and 76 25-pound boxes of mixed nuts at Pittsburgh, Pa., and 64 40-pound baskets and 32 30-pound cases of Brazil nuts at New Haven, Conn., alleging that the articles had been shipped in interstate commerce within the period from on or about October 31, 1940, to on or about October 15, 1941, by Graham Co., Inc., from New York, N. Y.; and charging that they were adulterated in that they consisted in whole or in part of filthy and/or

decomposed substances. The articles were labeled in part: "Red Bow * * * Brazil Nuts"; or "Keystone Fancy Mixed Nuts Walnuts-Almonds-Brazils-Pecans-Filberts."

On December 11 and 16, 1941, and January 16 and April 29, 1942, no claimant having appeared, judgments of condemnation were entered and the products were ordered destroyed.

2954. Adulteration of Brazil nuts. U. S. v. 110 Bags and 23 Bags of Brazil Nuts. Decrees of condemnation. Portion of product ordered released under bond for segregation and destruction of unfit portion; remainder ordered destroyed. (F. D. C. Nos. 6228, 6522. Sample Nos. 74565-E, 89001-E.)

Examination of this product showed the presence of moldy, rancid, and decomposed nuts.

On November 15 and December 16, 1941, the United States attorney for the Southern District of New York filed libels against 133 100-pound bags of Brazil nuts at New York, N. Y., alleging that the article had been shipped by B. Levy & Co. from Manaos, Brazil, 110 bags having arrived at New York on April 23, 1941, and 23 bags having been shipped on or about June 23, 1941; and charging that it was adulterated in that it consisted in whole or in part of a decomposed substance. The article was labeled in part: "Tropical Beauties * * * Brazils," or "Amazon Brand Large Washed Brazil Nuts."

On December 10, 1941, Wm. A. Camp Co., Inc., New York, N. Y., claimant for the 110 bags of Brazil nuts, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond conditioned that the nuts be shelled and that the unfit portion be segregated and destroyed. On January 14, 1942, no claimant having appeared for the remainder of the nuts, judgment of condemnation was entered and the product was ordered destroyed.

2955. Adulteration of peanuts. U. S. v. 30 Bags and 61 Bags of Shelled Peanuts. Consent decree of condemnation. Product ordered released under bond to be reconditioned. (F. D. C. No. 6027. Sample No. 61779-E.)

Examination showed that this product was insect-infested.

On October 14, 1941, the United States attorney for the District of Oregon filed a libel against 91 bags of shelled peanuts at Portland, Oreg., alleging that the article had been shipped on or about April 5, 1941, by Suffolk Peanut Co. from Suffolk, Va.; and charging that it was adulterated in that it consisted wholly or in part of a filthy substance.

On October 28, 1941, Royal Nut Manufacturing Co., Portland, Oreg., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be reconditioned under the supervision of the Food and Drug Administration. The good portion was segregated from the bad and the latter was destroyed.

2956. Adulteration of pecans. U. S. v. 280 Cartons and 14,870 Pounds of Pecans. Consent decrees of condemnation. Product ordered released under bond to be reconditioned. (F. D. C. Nos. 6152, 6343. Sample Nos. 74562-E, 74593-E.)

Examination of this product disclosed the presence of moldy, rancid, and/or decomposed pecans.

On November 6 and December 5, 1941, the United States attorney for the Southern District of New York filed libels against 280 cartons each containing 65 pounds, and 14,870 pounds of pecans at New York, N. Y., alleging that the article had been shipped on or about September 22, 1941, by Southern Pecan Shelling Co. from San Antonio, Tex.; and charging that it was adulterated in that it consisted in whole or in part of a decomposed substance. A portion of the article was labeled in part: (Cartons) "Extra Fancy Texas Pecans Southern Belle Pecans."

On December 2 and 22, 1941, Southern Pecan Shelling Co., claimant, having admitted the allegations of the libels, judgments of condemnation were entered and the product was ordered released under bond to be reconditioned under the supervision of the Food and Drug Administration, such reconditioning to consist of cracking out the nut meats and sorting the edible nut meats from the moldy and rancid pieces.